

(A)

Theodore Luczak
Reg No. B-00780
Stateville Correctional Center
Route 53, Post Office Box 112
Joliet, Illinois 60434

February 6, 2008.

FEB 13 2008

FILED

FEB 13 2008 *new*

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

*Prisoner Correspondence
Michael W. Dobbins
Clerk
United States District Court
Northern District of Illinois
219 South Dearborn Street
Chicago, Illinois 60604

Re: United States of America ex rel. Luczak v. McCann, 07C 6375

Dear Mr. Dobbins:

Please find enclosed a copy of some additional legal documents that I have sent to you, on January 8, 2008, requesting that you stamp filed my Petition For Judicial Notice and send me a copy.

At this time, I am requesting a status on my petition, because as of the drafting of this letter, I have not received any correspondence from your office in relation to this matter.

I thank you for your time and consideration in this matter.

151 Theodore Luczak
Theodore Luczak
I.D. #B-00780

c.c./filed.

Theodore Luczak
Reg No. B-00780
Stateville Correctional Center
Route 53. Post Office Box 112
Joliet, Illinois 60434

January 8, 2008.

*Prisoner Correspondence
Michael W. Dobbins
Clerk
United States District Court
Northern District of Illinois
219 South Dearborn Street
Chicago, Illinois 60604

Re: United States of America ex rel. Luczak v. McCann
07 C 6375

Dear Mr. Dobbins:

Please find enclosed one(1) original copy of my Judicial Notice, as the prison officials are once again denying me access to the facilities law library, so I am unable to provide the court with the required amount of copies. Please bring this issue to the courts attention, and please

send me a stamped filed copy of the enclosed documents.

I thank you for your time and consideration in this matter, and I pray that you may be of some assistance.

Respectfully Yours
Theodore Luczak
Theodore Luczak
#B-00780

c.c./filed.
T.L./t.l.

Appendix

- A. Seven (7) Maps , 5 Google , 2 Rand McNally.
- B. One (1) Letter From Public Defender 2 pages.
- C. Clay v. McBride, 946 F.Supp. 639
- D. Tredway v. Farley, 35 F.3d. 288
- E. Crank v. Duckworth, 905 F.2d. 1090



Law Office of the
COOK COUNTY PUBLIC DEFENDER

69 W. WASHINGTON • 15TH FLOOR • CHICAGO, IL 60602 • (312)603-0600 • (312)603-9860 fax

Edwin A. Burnette • Public Defender

December 27, 2007

CONFIDENTIAL AND PRIVILEGED LEGAL MAIL

Mr. Theodore Luczak
Reg. No. B-00780
Stateville Correctional Center
Route 53
P.O. Box 112
Joliet, Illinois 60434

RE: Jurisdictional Issue

Dear Mr. Luczak:

Please find the enclosed copy of Clay v. McBride, 946 F. Supp. 639 (1996). Although the court ruled against Petitioner's *habeas* claim, the court did review Petitioner's guilty plea and note that he had a potential state claim. Also, the court, citing Tredway v. Farley and Crank v. Duckworth (both enclosed) acknowledged that within the Seventh Circuit, a litigant may challenge the constitutionality of a prior conviction where he is in custody by virtue of an enhanced sentence based upon the prior conviction.

I believe that the jurisdictional issue you raised in our conversation today is material and significant. The case law cited above should support your claim. Challenging an Illinois conviction under Illinois state law, for an alleged crime that occurred in Indiana and not Illinois, should merit review by a federal court because it implicates a controversy between two states, state sovereignty and associated constitutional issues. The court should take judicial notice of the Indiana-Illinois State border. To my knowledge the border is undisputed and was established between 1816 and 1818 when the states were chartered. However, if the court is reluctant to take judicial notice of the border, an offer of proof consisting of maps memorializing the location of the Indiana-Illinois state line from Rand-McNally and Google should help (7 pages enclosed).

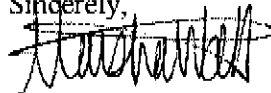
As for the information you requested concerning the Chicago Bar Association (CBA), the CBA does not have a list I could download and print for your records. There are two ways to obtain legal assistance from CBA affiliated lawyers. The CBA encourages people to apply at their website online for assistance. However, as you and your librarian may not have access to a computer, you may write the Chicago Bar Association at 321 S. Plymouth Court, Chicago, IL 60604.

You may also call the CBA between the hours of 9:00 a.m. and 12:00 noon, at (312) 554-2001. In addition, I know from personal experience that you may obtain a court appointed "bar attorney" at many courthouses. These bar attorneys keep office hours in various courthouses and are appointed when one is unable to afford counsel and there is a conflict of interest between government legal offices that

represent litigants who cannot afford an attorney. Also, you may contact the CBA and request a *pro bono* attorney.

Please do not hesitate to contact me if you have any other questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Marsha Watt", with a stylized flourish at the end.

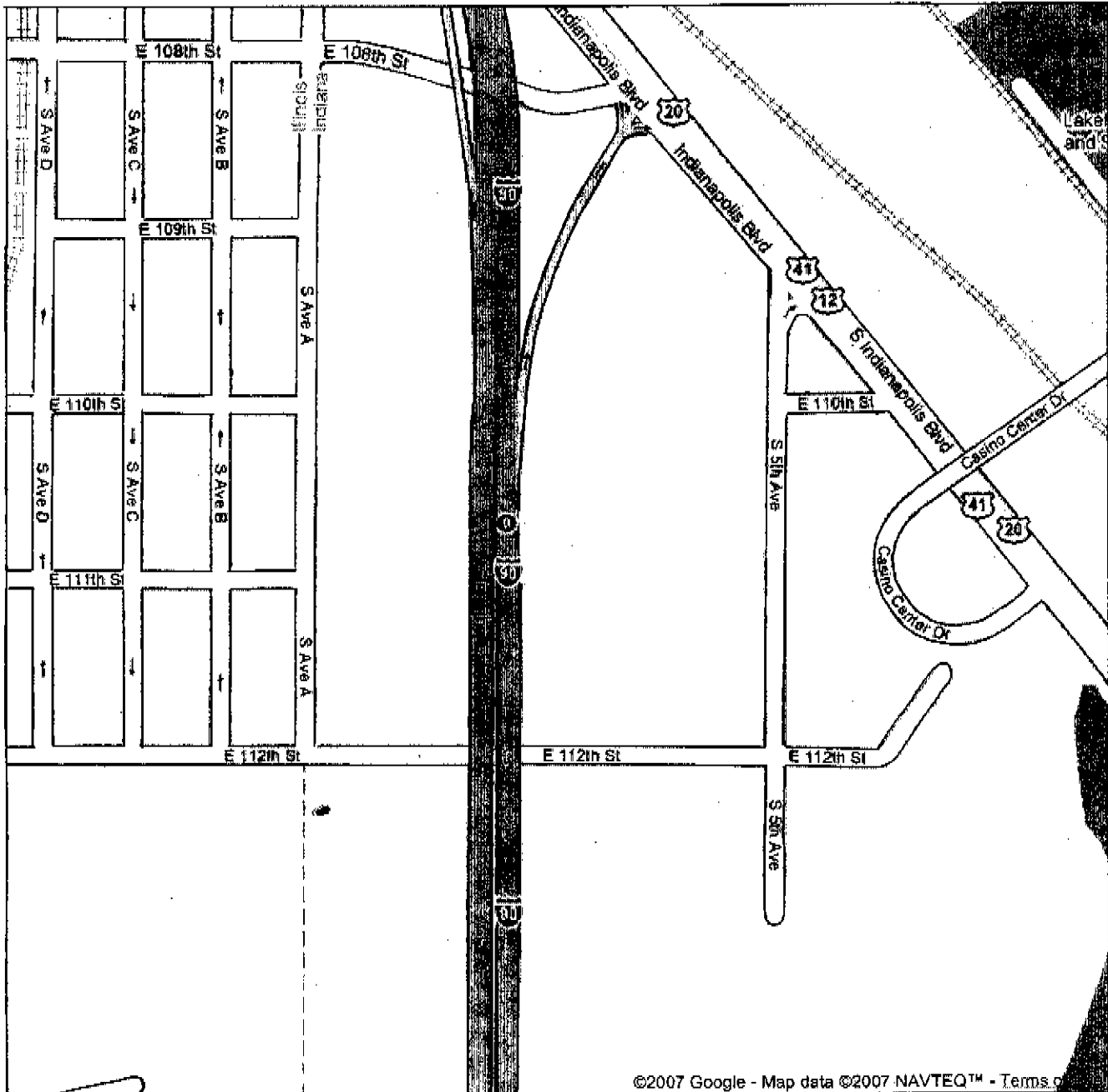
MARSHA WATT
Assistant Public Defender

Google
Maps

Get Google Maps on your phone



Text the word "GMAPS" to 466453



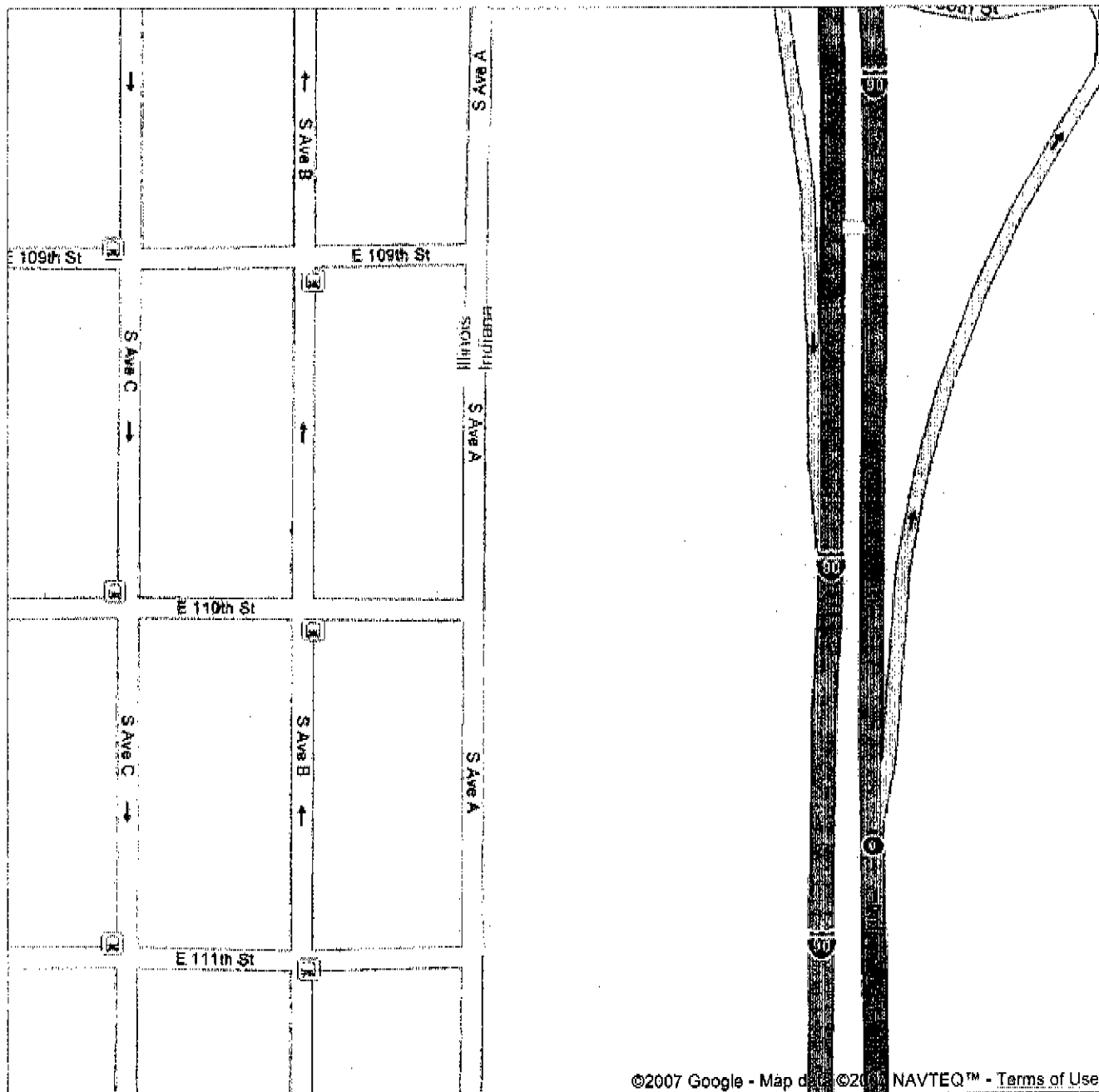
©2007 Google - Map data ©2007 NAVTEQ™ - Terms of Service



Get Google Maps on your phone



Text the word "GMAPS" to 466453



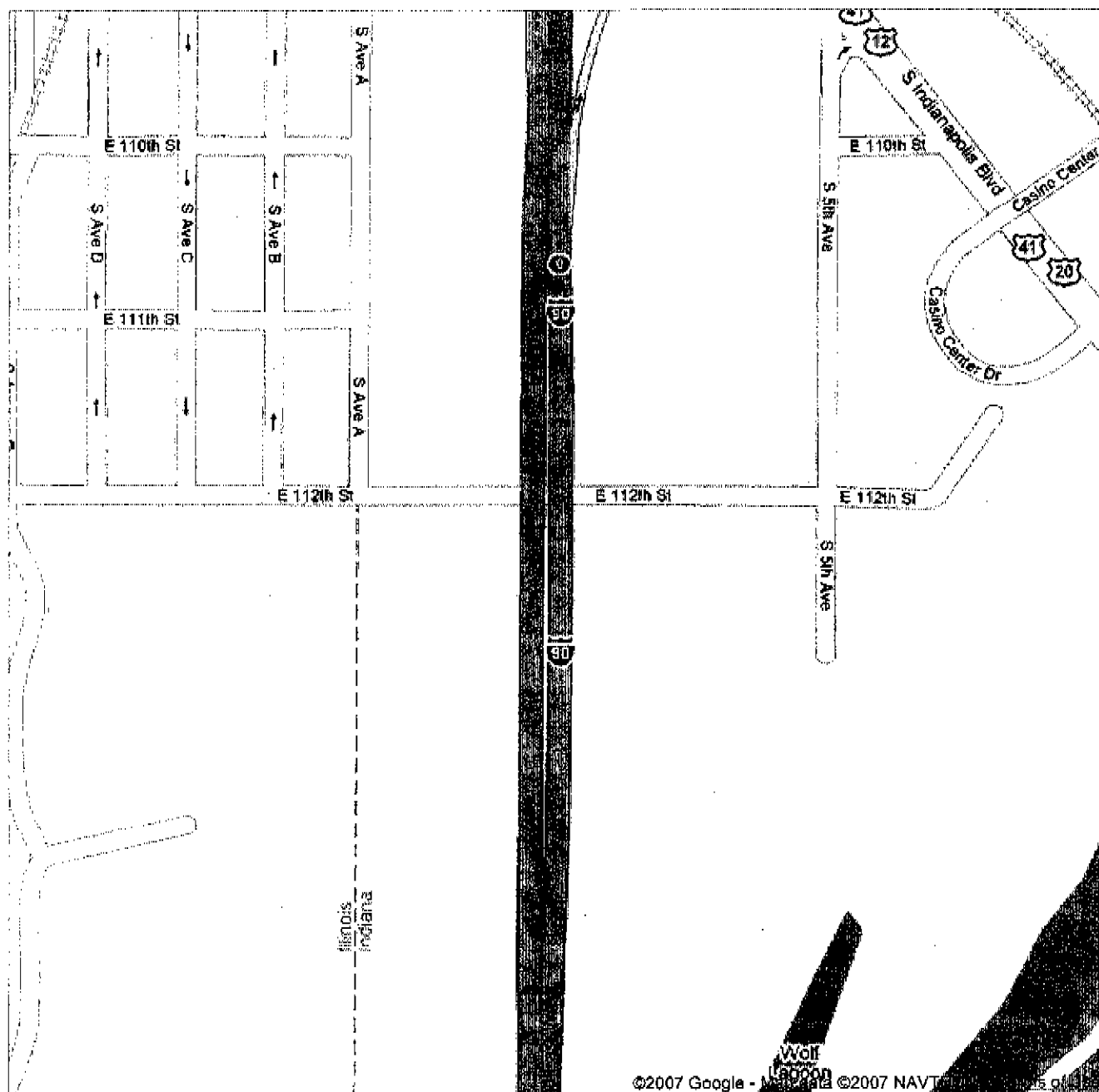
©2007 Google - Map data ©2007 NAVTEQ™ - Terms of Use

Google
Maps

Get Google Maps on your phone



Text the word "GMAPS" to 466453

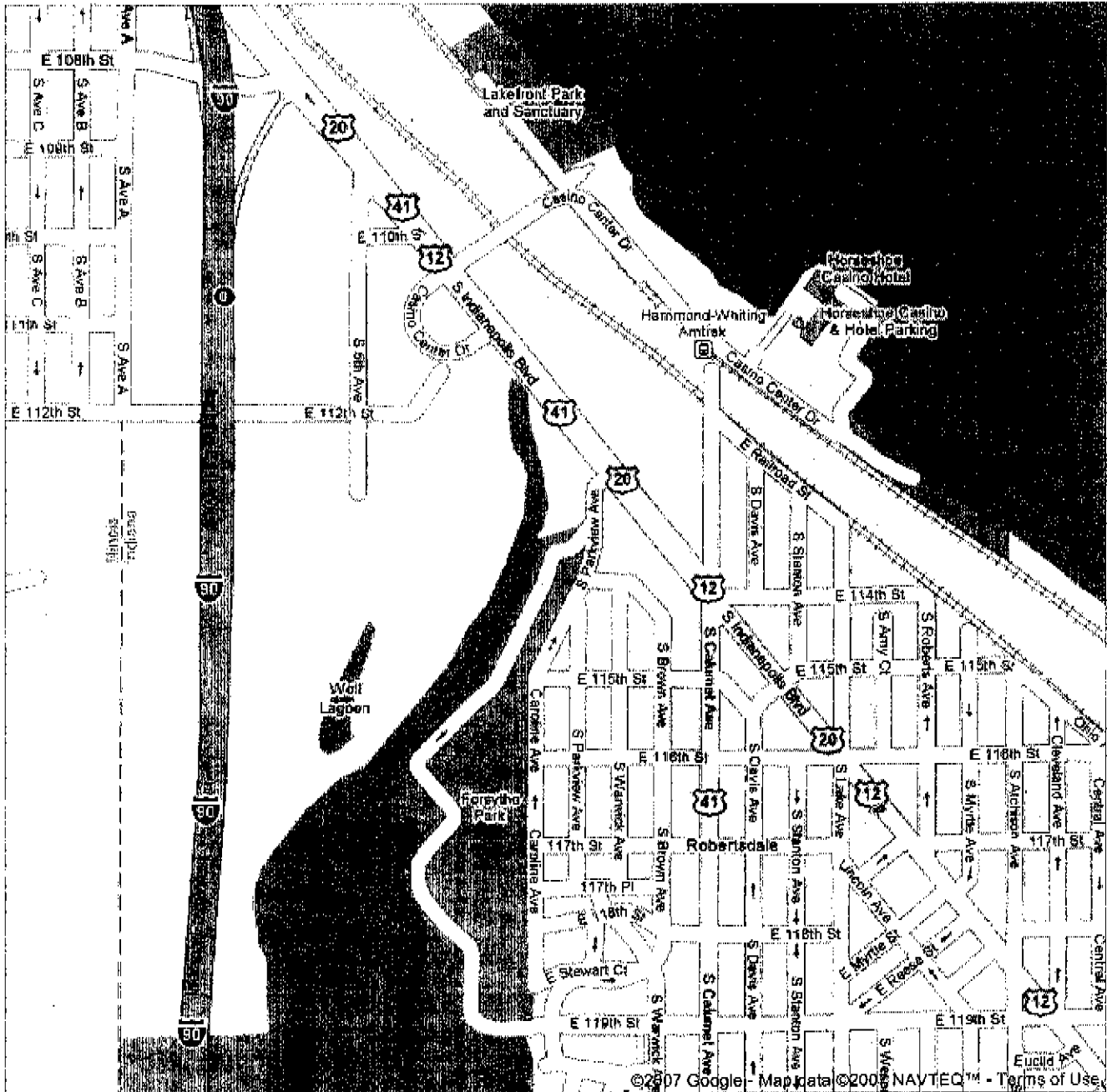


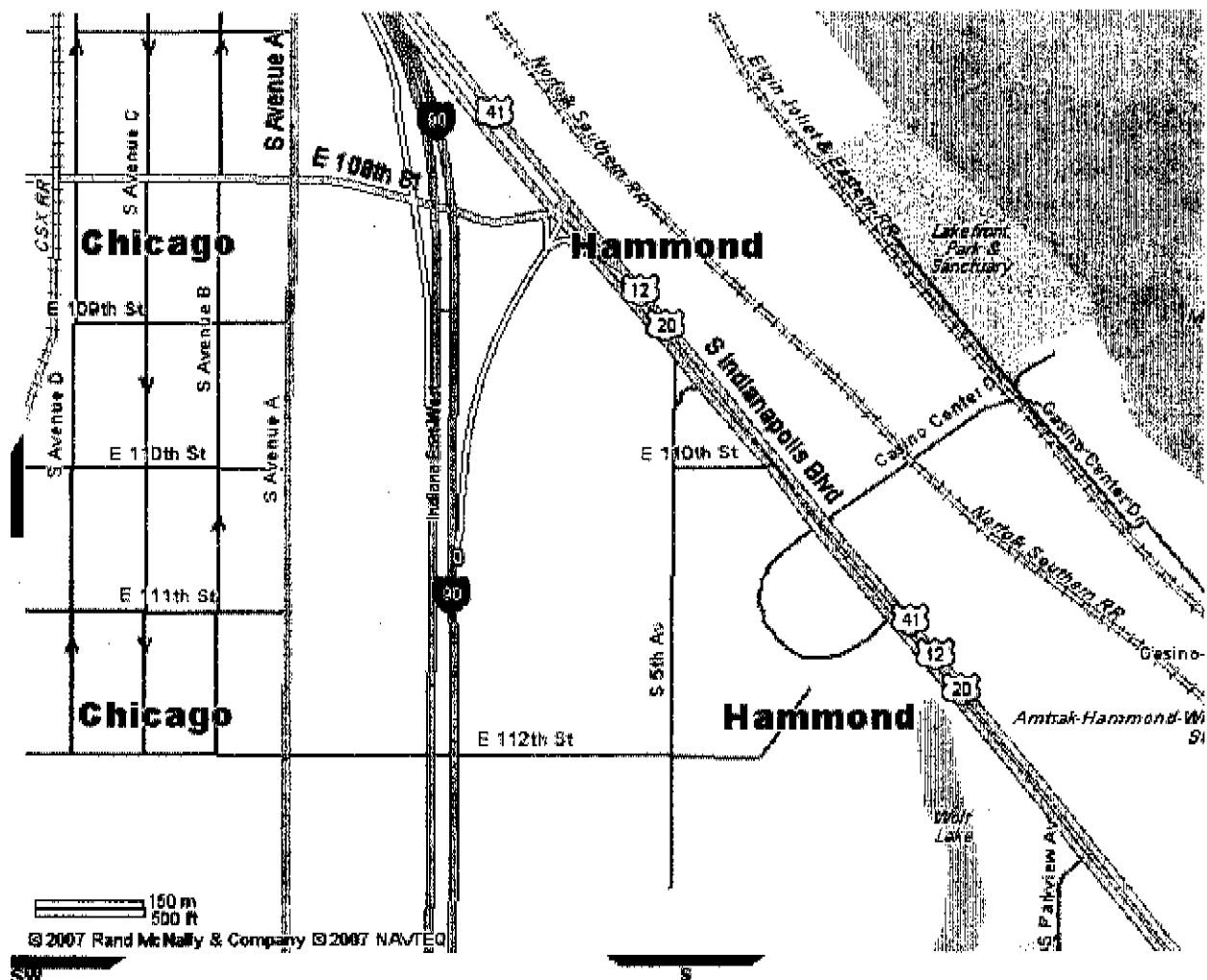
©2007 Google - All rights reserved. ©2007 NAVTEQ

Google
Maps

Get Google Maps on your phone

Text the word "GMAPS" to 466453





Click on Map to:

☒ Recenter
 ☐ Zoom In
 ☐ Zoom In & Recenter
[Recenter map on address](#)

Find it in the Road Atlas



2008 Road Atlas
• page 36, grid section A-4

Travel Offers

- [Flights to Whiting](#)
- [Whiting Hotels](#)
- [Vacations in Whiting](#)
- [Rental Cars](#)
- [Paper Maps](#)
- [Whiting Eve](#)

Ads by Google

[See Homes for Sale](#)
[Free Custom Home Listings Emails](#)
[Photos Included. No Obligation](#)
[www.JustListed.com ...](#)

[Charlotte Real Estate](#)
[Looking For A Quality Real Estate](#)
[Company? Call Our Realtors Today.](#)
[www.BuyersSelect.com ...](#)

Ads by Google

[Real Estate Listings](#)
[Colorado Springs Relocations Home Search \(MLS\). No](#)
[Registration](#)
[www.BuyInCO.com ...](#)

[Search](#)
[Search](#)
[Now](#)
[Color](#)

[Advertise on this site](#)[Advertise on this site](#)

Web Offers

- [Schools in Whiting](#)
- [Real Estate in Whiting](#)
- [Jobs in Whiting](#)
- [Car Insurance in](#)
- [Apartments in Whiting](#)
- [Home Loans in Whiting](#)
- [Car Rental in Whiting](#)
- [New Cars in Wh](#)
- [Flowers in Whiting](#)
- [Hotels in Whiting](#)
- [Vacations in Whiting](#)
- [Personals in Wh](#)

Please let us know of any errors or omissions you find in our driving directions and maps, especially the names of towns and st may have been unable to locate for you.